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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/688,118	10/17/2003	Kenneth Douglas Vinson	9066M2	9231

27752 7590 07/21/2006

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EXAMINER

CORDRAY, DENNIS R

ART UNIT	PAPER NUMBER
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1731

DATE MAILED: 07/21/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER
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ART UNIT	PAPER
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20060718

DATE MAILED:

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**Commissioner for Patents**

The following is a quotation of a portion of the M.P.E.P.  
706.07(h) [R-3] Request for Continued Examination (RCE) Practice  
VI. NOT FULLY RESPONSIVE SUBMISSION

If reply to a final Office action is outstanding and the submission is not fully responsive to the final Office action, then it must be a bona fide attempt to provide a complete reply to the final Office action in order for the RCE to toll the period for reply.

Situations where a submission is not a fully responsive submission, but is a bona fide attempt to provide a complete reply are:

(B) Presentation of claims for different invention - Applicants cannot file an RCE to obtain continued examination on the basis of claims that are independent and distinct from the claims previously claimed and examined as a matter of right (i.e., applicant cannot switch inventions). See 37 CFR 1.145. If an RCE is filed with an amendment canceling all claims drawn to the elected invention and presenting only claims drawn to a nonelected invention, the RCE should be treated as a proper RCE but the amendment should not be entered. The amendment is not fully responsive and applicant should be given a time period of one month or thirty days (whichever is longer) to submit a complete reply. See MPEP § 821.03.

The amendment filed on 6/16/2006 canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). The remaining claims are not readable on the elected invention because the originally examined claims are directed to a composition for use in papermaking and a paper product comprising the composition, whereas the new claims are directed to a process for preparing a composition. The process for preparing the composition is independent and distinct from the previous composition and product claims because the process can be used to produce compositions for use in treatment of wastes, stabilizers for drilling muds and secondary recovery of petroleum. Accordingly, the amendment will not be entered.

Since the above-mentioned amendment appears to be a bona fide attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

  
STEVEN P. GRIFFIN

SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 1700